UNITED
NATIONS

CCPR

International covenant
on civil and
political rights

Distr.
GENERAL

CCPR/C/71
2 January 1991

Original: ENGLISH

HUMAN RIGHTS COMMITTEE
Forty-first session
New York
25 March - 12 April 1991

PROVISIONAL AGENDA AND ANNOTATIONS

Note by the Secretary-General

1. The forty-first session of the Human Rights Committee will be held at United Nations Headquarters from 25 March to 12 April 1991. The first meeting will be convened on Monday, 25 March 1991 at 10.30 a.m.

2. In accordance with rule 6 of the rules of procedure, the Secretary-General has prepared, in consultation with the Chairman of the Committee, the attached provisional agenda for the forty-first session. Annotations to the provisional agenda are also attached.

3. Pursuant to rule 33 of the rules of procedure, the meetings of the Committee will be held in public unless the Committee decides otherwise or it appears from the relevant provisions of the Covenant or the Optional Protocol that the meetings should be held in private.

4. The attention of the States parties is drawn, in particular, to the annotations to item 8 which contain the tentative timetable for the consideration of reports at the forty-first session. In accordance with rule 68 of the rules of procedure, representatives of States parties may be present at the meetings of the Committee when their reports are examined.

5. At its fortieth session, the Committee decided that two working groups, established under rules 62 and 89 of its rules of procedure, should meet for a period of one week prior to its forty-first session. The working groups are scheduled to meet at United Nations Headquarters from 18 to 22 March 1991.

PROVISIONAL AGENDA

1. Opening of the session by the representative of the Secretary-General.

2. Solemn declaration by the newly elected members of the Committee in accordance with article 38 of the Covenant.

3. Election of the Chairman and other officers of the Committee.

4. Adoption of the agenda.

5. Organizational and other matters.

6. Action by the General Assembly at its forty-fifth session:

   (a) Annual report submitted by the Human Rights Committee under article 45 of the Covenant;

   (b) Effective implementation of United Nations instruments on human rights and effective functioning of bodies established pursuant to such instruments.

7. Submission of reports by States parties under article 40 of the Covenant.

8. Consideration of reports submitted by States parties under article 40 of the Covenant.

9. Consideration of communications under the Optional Protocol to the Covenant.

10. Future meetings of the Committee.

ANNOTATIONS

1. Opening of the session by the representative of the Secretary-General

The representative of the Secretary-General will open the forty-first session of the Committee and will preside over the meeting until the election of the Chairman of the Committee.

2. Solemn declaration by the newly elected members of the Committee in accordance with article 38 of the Covenant.

In accordance with article 38 of the Covenant and rule 16 of the rules of procedure, the nine members of the Committee elected or re-elected at the Eleventh Meeting of States Parties to the Covenant on 12 September 1990, will make the following solemn declaration:

"I solemnly undertake to discharge my duties as a member of the Human Rights Committee impartially and conscientiously".

3. Election of the Chairman and other officers of the Committee

In accordance with article 39, paragraph 1 of the Covenant and rule 18 of the rules of procedure, the Committee shall elect from among its members a Chairman, three Vice-Chairmen and a Rapporteur. The Officers of the Committee shall be elected for a term of two years.

Under rule 58 of the rules of procedure, elections shall be held by secret ballot, unless the Committee decides otherwise in the case of an election to fill a place for which there is only one candidate.

4. Adoption of the agenda

Under rule 8 of the rules of procedure, the adoption of the agenda of any session shall follow the election of officers when required under rule 17. In accordance with rule 9, during a session, the Committee may revise the agenda and may, as appropriate, defer or delete items; only urgent and important items may be added to the agenda.

5. Organizational and other matters

Under this item, the Committee will consider its programme of work for the session. In this connection, it may be noted that the Committee decided at its fortieth session to set up, in addition to the pre-sessional working group on communications, a working group under article 40 of the Covenant to prepare concise lists of issues concerning second and third periodic reports scheduled for consideration at the forty-first session; and to consider any draft that may be put before it updating the Committee's general comment on article 10 of the Covenant.

6. Action by the General Assembly at its forty-fifth session

(a) Annual report submitted by the Human Rights Committee under article 45 of the Covenant

In accordance with the Committee's decision at its fifteenth session, the summary records of the Third Committee pertaining to the discussion of the annual report a/ together with a note indicating the matters raised in the course of the discussions, as well as the relevant General Assembly resolution, 45/101, and other documentation pertaining to the International Covenants on Human Rights will be circulated to members of the Committee.

(b) Effective implementation of United Nations instruments on human rights and effective functioning of bodies established pursuant to such instruments.

The General Assembly, at its forty-fifth session, considered the conclusions and recommendations of the meeting of chairpersons of human rights treaty-bodies, held at Geneva in October 1990. The Committee will have before it the relevant resolution, 45/85, as well as the summary records of the Third Committee pertaining to the discussion of the related item.

7. Submission of reports by States parties under article 40 of the Covenant

Reports received

In addition to the reports which are scheduled for consideration by the Committee at its forty-first session (see the timetable for consideration of reports under item 9 below), the Secretary-General has received the reports of the following States parties:

Madagascar	Second periodic report due in 1983	(CCPR/C/28/Add.13)
Jordan	Second periodic report due in 1987	(CCPR/C/46/Add.4)
Austria	Second periodic report due in 1988	(CCPR/C/51/Add.2)
Czech and Slovak Federal Republic b/	Third periodic report due in 1988	(CCPR/C/52/Add.4)
Byelorussian SSR	Third periodic report due in 1988	(CCPR/C/52/Add.8)
Ecuador	Third periodic report due in 1989	(CCPR/C/58/Add.9)
Poland	Third periodic report due in 1989	(CCPR/C/58/Add.10)
Mongolia	Third periodic report due in 1990	(CCPR/C/64/Add.2)

The Secretary-General has also received supplementary reports from Kenya, and the Gambia which the Committee will consider together with those States parties' second periodic reports.

---

a/ Official records of the General Assembly, Forty-fifth Session, Supplement No. 40 (A/45/40).

b/ The third periodic report submitted by the previous Government in January 1989 has been withdrawn by the current Government, which intends to submit a new report by the end of 1990.

Reports due

The situation with regard to the submission of reports by States parties under article 40 of the Covenant is as follows:

States parties whose reports were due by the closing date of the fortieth session (9 November 1990) but have not yet been received

Initial reports

State party	Date due	Number of reminders sent
Gabon	20 April 1984	13
Niger	6 June 1987	7
Sudan	17 June 1987	7
Equatorial Guinea	24 December 1988	4

Second periodic reports

State party	Date due	Number of reminders sent
Libyan Arab Jamahiriya	4 February 1983	15
Iran (Islamic Republic of)	21 March 1983	15
Bulgaria	28 April 1984	14
Cyprus	18 August 1984	14
Syrian Arab Republic	18 August 1984	14
New Zealand - Cook Islands	27 March 1985	3
Gambia	21 June 1985	12
Suriname	2 August 1985	11
Venezuela	1 November 1985	11
Lebanon	21 March 1986	11
Kenya	11 April 1986	10
Mali	11 April 1986	10
United Republic of Tanzania	11 April 1986	10
Jamaica	1 August 1986	8
Netherlands Antilles	31 October 1986	3
Guyana	10 April 1987	8
Iceland	30 October 1987	7
Democratic People's Republic of Korea	13 December 1987	6
Peru	9 April 1988	5
Egypt	13 April 1988	5
El Salvador	31 December 1988	4
Central African Republic	9 April 1989	3
Gabon c/	20 April 1989	3

c/ The State party's initial report has not yet been received.

Second periodic reports (continued)

State party	Date due	Number of reminders sent
Afghanistan	23 April 1989	3
Belgium	20 July 1989	3
Guinea	30 September 1989	3
Luxembourg	17 November 1989	2
Congo	4 January 1990	2
Zambia	9 July 1990	1
Bolivia	13 July 1990	1
Togo	23 August 1990	1
Republic of Cameroon	26 September 1990	1

Third periodic reports

State party	Date due	Number of reminders sent
Iran (Islamic Republic of) d/	21 March 1988	6
Libyan Arab Jamahiriya d/	4 February 1988	6
Lebanon d/	21 March 1988	6
Panama	6 June 1988	-
Madagascar	3 August 1988	-
Yugoslavia	3 August 1988	5
Bulgaria d/	28 April 1989	3
Romania	28 April 1989	3
Cyprus d/	18 August 1989	3
Syrian Arab Republic d/	18 August 1989	3
Trinidad and Tobago	20 March 1990	2
Uruguay	21 March 1990	2
New Zealand	27 March 1990	2
Iraq	4 April 1990	2
Senegal	4 April 1990	2
Gambia d/	21 June 1990	1
India	9 July 1990	-
Mauritius	18 July 1990	1
Colombia	2 August 1990	1
Hungary	2 August 1990	1
Suriname d/	2 August 1990	1
Denmark	1 November 1990	1
Italy	1 November 1990	1
Venezuela d/	1 November 1990	1

d/ The State party's second periodic report has not yet been received.

States parties whose reports are to be submitted between the closing date of the Committee's fortieth session (9 November 1990) and the closing date of its forty-first session (12 April 1991)

Initial reports

State party	Date due
Algeria	11 December 1990
Ireland	7 March 1991

Third periodic reports

State party	Date due
El Salvador d/	28 February 1991
Barbados	11 April 1991
Kenya d/	11 April 1991
Mali d/	11 April 1991
United Republic of Tanzania d/	11 April 1991

8. Consideration of reports submitted by States parties under article 40 of the Covenant

A tentative timetable for the consideration of reports at the forty-first session, prepared in consultation with the Chairman and subject to approval by the Committee, is given below:

Timetable for consideration of reports of States parties

India (second periodic)	CCPR/C/37/Add.13	Tuesday, a.m./p.m. Wednesday, a.m.	26 March 1991 27 March 1991
Sweden e/ (third periodic)	CCPR/C/58/Add.7	Wednesday p.m. Thursday a.m./p.m.	27 March 1991 28 March 1991
United Kingdom of Great Britain and Northern Ireland (third periodic)	CCPR/C/58/Add.6	Monday, a.m./p.m. Tuesday, a.m.	1 April 1991 2 April 1991
Panama f/ (second periodic)	CCPR/C/42/Add.7 and Add.11	Thursday, a.m./p.m. Friday, a.m.	4 April 1991 5 April 1991
Sri Lanka (second periodic)	CCPR/C/42/Add.9	Tuesday, a.m./p.m. Wednesday, a.m.	9 April 1991 10 April 1991

---

e/ Additional information (CCPR/C/32/Add.12) submitted by Sweden subsequent to the consideration of its second periodic report will also be presented to the Committee.

f/ In accordance with the decision adopted by the Committee at its 601st meeting, the supplementary report of Panama, as contained in document CCPR/C/4/Add.9, will be considered together with its second periodic report.

In accordance with rule 68 of the rules of procedure, the Secretary-General has informed the States parties concerned of the tentative dates on which their respective reports are scheduled for consideration by the Committee at its forty-first session.

Under this item, the Committee will also consider a draft general comment on article 7 as well as any other draft general comment that may be submitted to it by its working group.

9. Consideration of communications under the Optional Protocol to the Covenant

In accordance with the provisions of chapter XVII of the rules of procedure, the Committee will consider under this item communications which are or appear to be submitted to it under the Optional Protocol.

One hundred and twenty-four communications are pending before the Committee from earlier sessions. Taking into account the deadlines established by the Committee for submission of further information from the parties, 32 cases (earlier declared admissible) may be considered for the adoption of final views and 78 cases may be considered for a decision on admissibility. In addition, the Committee will have before it summaries of a number of recently registered communications and summaries of new communications registered after its last session, together with an indication of any action which may have been taken by the Special Rapporteur for new communications.

In accordance with article 5, paragraph 3, of the Optional Protocol and rule 82 of the rules of procedure, this agenda item will be considered in closed meetings.

10. Future meetings of the Committee

As the calendar of meetings held within the framework of the United Nations is submitted by the Secretary-General on a biennial basis for the approval of the Committee on Conferences and the General Assembly, the Committee may wish to take decisions under this item on the schedule of its meetings to be held in 1992 and 1993.